



Attorney Docket No.: 64,149-097

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sullivan et al.  
Serial Number: 09/879,517  
Filed: June 12, 2001  
Group Art Unit: 3761  
Examiner: To Be Assigned  
Title: MEDICAMENT RESPIRATORY DELIVERY DEVICE,  
CARTRIDGE AND METHOD OF MAKING SAME

**RESPONSE TO FILE MISSING PARTS OF APPLICATION**  
**FILING DATE GRANTED**

**Box Missing Parts**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice to File Missing Parts of Application - Filing Date Granted dated August 10, 2001, applicant is submitting herewith the required Declaration under 37 CFR 1.63.

Also enclosed herewith is a copy of the Notice to File Missing Parts of Application - Filing Date Granted as requested.

Enclosed herewith is a check in the amount of One Hundred Thirty and 00/100ths Dollars for payment of the required surcharge (\$130.00).

Also enclosed is a Request For Corrected Filing Receipt.

Respectfully submitted,

Gregory D. DeGrazia, Reg. No. P48,944  
Howard & Howard Attorneys, P.C.  
39400 Woodward Ave., Suite 101  
Bloomfield Hills, MI 48304-5151  
(248) 645-1483

Dated: August 23, 2001  
Enclosures

**CERTIFICATE OF FIRST CLASS MAILING**

I hereby certify that the attached document(s) is/are being deposited with the U.S. Postal Service as First Class Mail, postage prepaid, in an envelope addressed to Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231 on August 23, 2001.

  
Brenda J. Hughes



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/879,517	06/12/2001	Vincent J. Sullivan	64,149-097

CONFIRMATION NO. 4080

## FORMALITIES LETTER



\*OC000000006412715\*

HOWARD & HOWARD ATTORNEYS, P.C.  
The Pinehurst Office Center  
39400 Woodward Avenue, Suite 101  
Bloomfield Hills, MI 48304-5151

Date Mailed: 08/10/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION


FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

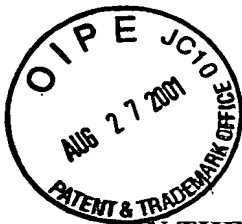
- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

*A copy of this notice MUST be returned with the reply.*

  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

09/29/2001 SSESIE1 00000004 09875517 130.00 09  
01 FC:105



Attorney Docket No.: 64,149-097

Receipt #  
#4

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Sullivan et al.  
Serial Number: 09/879,517  
Filed: June 12, 2001  
Group Art Unit: 3761  
Examiner: To Be Assigned  
Title: MEDICAMENT RESPIRATORY DELIVERY DEVICE,  
CARTRIDGE AND METHOD OF MAKING SAME

**REQUEST FOR CORRECTED FILING RECEIPT**

**Box Missing Parts**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

With respect to the above-identified patent application, applicant respectfully requests a corrected filing receipt.

In the section entitled APPLICANTS, please change "Anjana S. Wills, Cary, NC" to --  
**Anjana Bhuta Wills, Cary, NC--.**

Favorable consideration is respectfully requested.

Respectfully submitted,


Gregory D. DeGrazia  
Attorney for Applicants  
Registration No. P48,944  
(248) 645-1483

Howard & Howard Attorneys, P.C.  
39400 Woodward Ave., Ste. 101  
Bloomfield Hills, MI 48304-5151

Dated: August 23, 2001

**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to **Box Missing Parts, Assistant Commissioner for Patents, Washington, D.C. 20231** on **August 23, 2001**.

  
Brenda J. Hughes



UNITED STATES PATENT AND TRADEMARK OFFICE

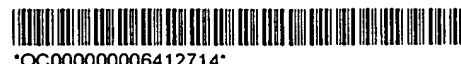


COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO.	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/879,517	06/12/2001	3761	2028	64,149-097	5	71	8

CONFIRMATION NO. 4080

FILING RECEIPT



\*OC000000006412714\*

HOWARD & HOWARD ATTORNEYS, P.C.  
The Pinehurst Office Center  
39400 Woodward Avenue, Suite 101  
Bloomfield Hills, MI 48304-5151

Date Mailed: 08/10/2001

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Vincent J. Sullivan, Cary, NC;

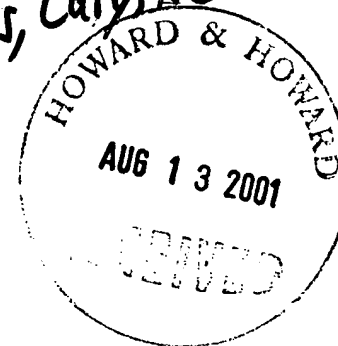
Anjana S. Wills, Cary, NC;

Lawrence A. Monahan, Willow Spring, NC;

Michael W. Trull, Apex, NC;

Christopher J. Knors, Raleigh, NC;

*Anjana Bhutawils, Cary, NC*



Assignment For Published Patent Application

Becton Dickinson and Company;

Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CIP OF 09/758,776 01/12/2001

Foreign Applications

If Required, Foreign Filing License Granted 08/10/2001

Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

Title

## Medicament respiratory delivery device, cartridge and method of making same

## Preliminary Class

128

**Data entry by : PETROS, ZENEBECH**

**Team : OIPE**

**Date:** 08/10/2001

~~CONFIDENTIAL~~

**LICENSE FOR FOREIGN FILING UNDER**  
**Title 35, United States Code, Section 184**  
**Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

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This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

**PLEASE NOTE the following information about the Filing Receipt:**

- The articles such as "a," "an" and "the" are not included as the first words in the title of an application. They are considered to be unnecessary to the understanding of the title.
- The words "new," "improved," "improvements in" or "relating to" are not included as first words in the title of an application because a patent application, by nature, is a new idea or improvement.
- The title may be truncated if it consists of more than 500 characters (letters and spaces combined).
- The docket number allows a maximum of 25 characters.
- If your application was submitted under 37 CFR 1.10, your filing date should be the "date in" found on the Express Mail label. If there is a discrepancy, you should submit a request for a corrected Filing Receipt along with a copy of the Express Mail label showing the "date in."
- The title is recorded in sentence case.

Any corrections that may need to be done to your Filing Receipt should be directed to:

Assistant Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231